
Examiner's Proposed Amendment

Draft

1. An Examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicants, an amendment may be filed as provided by 37 C.F.R. §1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this Examiner's amendment was given in a telephone interview on xx November 2009 with Mr. Richard S. Ehler, Applicants' Representative.

In the Claims:

Please amend the following claims in the application:

Listing of Claims:

1-28. (Canceled)

29. (Currently amended) The method of claim [[28]] 43, wherein the bacterium is a Gram positive bacterium and said bacterium ~~is selected from the group consisting of:~~
Mycobacterium (M.) tuberculosis, M. bovis, M. typhimurium, M. bovis strain BCG, BCG
substrains, M. avium, M. intracellulare, M. africanum, M. kansasii, M. marinum, M. ulcerans,
M. avium ~~subspecies~~ *paratuberculosis, Staphylococcus aureus, Staphylococcus epidermidis,*
Staphylococcus equi, Streptococcus pyogenes, Streptococcus agalactiae, Listeria
monocytogenes, Listeria ivanovii, Bacillus (B.) anthracis, B. subtilis, Nocardia asteroides,
and other *Nocardia* species, *Streptococcus viridans* group, *Peptococcus* species,
Peptostreptococcus species, *Actinomyces israelii* and other *Actinomyces* species, and
Propionibacterium acnes.

Claims 30-31 Canceled.

32. (Currently Amended) The method of Claim [[27]] 43, wherein the compound is linked to a permeability enhancer, wherein the permeability enhancer allows the compound to cross the cell envelope of the bacterium.

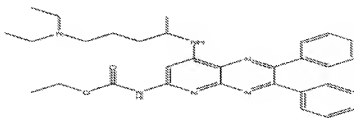
33. (Previously Presented) The method of Claim 32, wherein the permeability enhancer is selected from the group consisting of polymyxin B, surface active agents, defensins, other membrane active peptides and chelating agents.

34. (Currently Amended) The method of Claim [[27]] 43, further comprising contacting the bacterium with a permeability enhancer.

35. (Original) The method of Claim 34, wherein the permeability enhancer is selected from the group consisting of polymyxin B, surface active agents, defensins, other membrane active peptides and chelating agents.

Claims 36-42 Canceled.

Claim 43 (New) A method of inhibiting FtsZ polymerization in a bacterium comprising contacting the bacterium with an effective amount of a compound with following structure:



2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Kailash C. Srivastava whose telephone number is (571) 272-0923. The examiner can normally be reached on Monday to Thursday from 7:30 A.M. to 6:00 P.M. (Eastern Standard or Daylight Savings Time).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Manjunath N. Rao can be reached at (571)-272-0939 Monday through Thursday 8:30 A.M. to 5:30 P.M. and on Fridays between 7.30 A.M. to 4.30 P.M. The fax phone number for the organization where this application or proceeding is assigned is (571)-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding may be obtained from the Patent Application Information Retrieval (i.e., PAIR) system. Status information for the published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR

system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (i.e., EBC) at: (866)-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/ Kailash C Srivastava/
Examiner, Art Unit 1657

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12 November 2009
